

CASE D0028 NP

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IN RE APPLICATION OF

Art Unit: 1646

Robert J. Peach et al.

Examiner: Ilia Ouspenski

JAN 13 2006

APPLICATION NO: 09/865,321

FILED: May 23, 2001

FOR: SOLUBLE CTLA4 MUTANT MOLECULES AND USES THEREOF

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Amendment in Response to Non-Compliant Amendment**

Sir:

This Amendment is submitted in response to the Notice of Non-Compliant Amendment dated November 14, 2005 issued by the U.S. Patent & Trademark Office in connection with the above-identified application. A response to the Office Action was due December 14, 2005. A one month extension of time for responding to the Office Action is hereby requested. The required fee for this one month extension of time is ONE HUNDRED TWENTY DOLLARS (\$120.00), and the Patent Office is authorized to charge the \$120.00 extension fee to Deposit Account No. 19-3880. A response to the Office Action with a one month extension of time is due January 14, 2006. Accordingly, this Amendment is being filed timely.

Amendments to the claims are reflected in the listing of claims which begin on page 2 of the paper. This listing of claims replaces the listing of claims in the response filed on October 21, 2005, which the Notice of Non-Compliant Amendment refers to as the "amendment document filed on 10-24-05."

Remarks begin on page 9 of this paper. These remarks supplement the remarks in the response filed on October 21, 2005.

JAN. 13. 2006 2:41PM

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Applicants continue to rely on the remarks and conclusion presented in the response filed on October 21, 2005.